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AND AFFILIATED PARTNERSHIPS

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August 6, 2024

VIA ECF

The Honorable Renée Marie Bumb
United States District Court
Mitchell H. Cohen Building and
U.S. Courthouse
Courtroom 3D
4th & Cooper Streets
Camden, NJ 08101

Re: *In re Valsartan, Losartan, and Irbesartan Liability Litigation*,
Case No. 1:19-md-02875-RMB (D.N.J.)

Dear Chief Judge Bumb:

We write regarding Your Honor's request during the July 23, 2024 conference (ECF No. 2791 at 237:15-21) for further briefing on Plaintiffs' Motion *in Limine* No. 16 regarding evidence of the cost of replacement drugs ("Motion") (ECF No. 2648-1).

TPP Trial Defendants ("Defendants") attempted to reach agreement with Plaintiffs regarding a briefing schedule for the Motion, but Plaintiffs insisted on two rounds of simultaneous briefing.

Defendants believe that sequential briefing is more appropriate than simultaneous briefing. Plaintiffs' Motion is one page long, cites no case law, and refers to no specific evidence (ECF No. 2648-1 at 27-28). Filing sequential briefs would ensure that Defendants' submission specifically address Plaintiffs' cited cases and evidence and that the Court receives briefs focusing on the core issues, rather than misaligned briefs talking past each other. Additionally, reply briefs are not appropriate or necessary here because the initial schedule for motions *in limine* did not permit replies, and the parties have the opportunity to present any reply arguments at the September 10, 2024 oral argument on the Motion (ECF No. 2786).

Accordingly, Defendants respectfully request that Your Honor enter the following briefing schedule with respect to Plaintiffs' Motion:

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August 13, 2024 Plaintiffs' supplemental brief due

August 30, 2024 Defendants' response brief due

Sincerely,

A handwritten signature in black ink, appearing to read 'Alexia R. Brancato', with a stylized, flowing script.

Alexia R. Brancato